

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION

United States District Court  
Southern District of Texas

**ENTERED**

December 05, 2017

David J. Bradley, Clerk

ALONSO GONZALEZ CONTRERAS,  
Petitioner,

v.

UNITED STATES OF AMERICA,  
Respondent.

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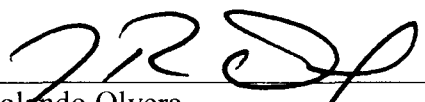
Civil Action No. 1:16-cv-00142  
(Criminal Action 1:13-cr-927-1)

**ORDER ADOPTING MAGISTRATE  
JUDGE'S REPORT AND RECOMMENDATION**

Before the Court is the "Magistrate Judge's Report and Recommendation" (hereafter "R&R") (Docket No. 9). The R&R recommends dismissing Alonso Gonzalez Contreras' "Motion to Preserve Petitioner's Claim in Light of Johnson v. United States, 135 S.Ct. 2251 (2015)" (Docket No. 1). The deadline to respond to the R&R was September 26, 2017; no objections were filed. After a *de novo* review of the file, the R&R is **ADOPTED**.

It is therefore **ORDERED, ADJUDGED, and DECREED** that Alonso Gonzalez Contreras' "Motion to Preserve Petitioner's Claim in Light of Johnson v. United States, 135 S.Ct. 2251 (2015)" (Docket No. 1), construed as a 28 U.S.C. § 2255 motion to vacate, set aside, or correct sentence, is **DISMISSED** with prejudice pursuant to Rule 4(b) of the Rules Governing § 2255 Proceedings for the United States District Courts. A certificate of appealability shall not issue. The Clerk is **ORDERED** to close this case.

Signed on this 5<sup>th</sup> day of December, 2017.

  
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Rolando Olvera  
United States District Judge